IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 9554 of 2005

Between:

D. Ranjit Kumar, S/o D. Nageswra rao
Vizianagaram District

... PETITIONER

AND

The Convener EMCET/ADM. Sankathika Vidya Bhavan Masab Tank, Hyderabad

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent in detaining the permanent original Certificates S.S.C. Certificates and intermediate Certificates of the petitioner even after issuance of B.Tech Certificate is highly arbitrary and consequently direct the respondent to release all original certificates of the petitioner forthwith and pass such other order or further order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.B.NAGESWARA RAO

Counsel for the Respondent:

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed declaring the action of the respondent in detaining permanent original certificates of the petitioner relating to S.S.C. and Intermediate certificates even after issuance of B.Tech Degree as arbitrary and illegal.

The petitioner states that though he made an application dated 28-03-2005 requesting the respondent herein to return the certificates, the same has not been considered, so far.

Sri K.Rathangapani Reddy, learned standing counsel for the respondent states that the competent authority is the Commissioner of Technical Education and therefore, if an appropriate application is made before the said authority, the same will be considered, in accordance with law.

Accordingly, the writ petition is disposed of granting liberty to the petitioner to make an appropriate application afresh before the Commissioner of Technical Education, A.P., Hyderabad. If any such application is made by the petitioner, the same shall be considered and appropriate orders be passed, in accordance with law, within a period of two weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Note: Registry is directed to communicate

a copy of this order to the Commissioner of Technical Education, Hyderabad.

Dated: 26-04-2005

Note: Furnish C.C. by Monday.

B/o.

LSK

To

1. The Convener EMCET/ADM. Sankathika Vidya Bhavan Masab Tank, Hyderabad

2. Two C.D. copies.

3. The Commissioner of Technical Education, Hyderabad.